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NIXON & VANDERHYE PC3 Fax: 703-816-4100

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

JAN 26 2009

In re Patent Application of

Atty LCM-622-95

Dkt.

C# M#

TURCHETTA et al

TC/A.U.

1625

Serial No. 10/580,173

Examiner: Morris, P.L.

Filed: May 22, 2006

Date: January 26, 2009

Title: POLYMORPHS OF 1-CYCLOPROPYL-7-(S,S)-2,8-DIAZABICYCLO[4.3.0]NON-8-YL)-6-FLUORO-1,4-DIHYDRO-8-METHOXY-4-OXO-3-QUINOLINE CARBOXYLIC ACID HYDROCHLORIDE AND METHODS FOR THE PREPARATION THEREOF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

RESPONSE/AMENDMENT/LETTER

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

 Correspondence Address Indication Form Attached.

Fees are attached as calculated below:

Total effective claims after amendment	0	minus highest number	
previously paid for	20	(at least 20) =	0 x \$62.00 \$0.00 (1202)/\$0.00 (2202) \$

Independent claims after amendment	0	minus highest number	
previously paid for	3	(at least 3) =	0 x \$220.00 \$0.00 (1201)/\$0.00 (2201) \$

If proper multiple dependent claims now added for first time, (ignore improper); add \$390.00 (1203)/\$0.00 (2203) \$

Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s)

One Month Extension	\$130.00 (1251)/\$0.00 (2251)
Two Month Extensions	\$490.00 (1252)/\$0.00 (2252)
Three Month Extensions	\$1110.00 (1253)/\$0.00 (2253)
Four Month Extensions	\$1730.00 (1254)/\$0.00 (2254)
Five Month Extensions	\$2350.00 (1255)/\$0.00 (2255) \$

Terminal disclaimer enclosed, add \$140.00 (1814)/ \$0.00 (2814) \$

Applicant claims "small entity" status. Statement filed herewith

Rule 56 Information Disclosure Statement Filing Fee \$180.00 (1806) \$ 0.00

Assignment Recording Fee \$40.00 (8021) \$ 0.00

Other: \$ \$ 0.00

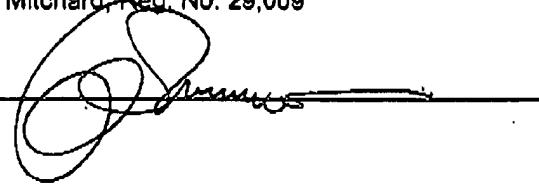
TOTAL FEE \$ 0.00

 CREDIT CARD PAYMENT FORM ATTACHED.

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140.

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NIXON & VANDERHYE P.C.
By Atty: Leonard C. Mitchard, Reg. No. 29,009

Signature: 

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P.02

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TURCHETTA et al

Atty. Ref.: 622-95; Confirmation No. 4021

Appl. No. 10/580,173

TC/A.U. 1625

Filed: May 22, 2006

Examiner: Morris, P.L.

For: POLYMORPHS OF 1-CYCLOPROPYL-7-(S,S)-2,8-DIAZABICYCLO[4.3.0]NON-8-YL)-6-FLUORO-1,4-DIHYDRO-8-METHOXY-4-OXO-3-QUINOLINE CARBOXYLIC ACID HYDROCHLORIDE AND METHODS FOR THE PREPARATION THEREOF

* * * * *

January 26, 2009

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

AMENDMENT

In response to the Official Action mailed December 24, 2008, please amend the application as follows: